1 2 3 4 5 6 7 8 9 10 11 12	BRIAN M. BOYNTON Principal Deputy Assistant Attorney General ALEXANDER K. HAAS Director, Federal Programs Branch ANTHONY J. COPPOLINO Deputy Director, Federal Programs Branch ANDREW I. WARDEN (IN #23840-49) Senior Trial Counsel U.S. Department of Justice Civil Division, Federal Programs Branch 1100 L Street, NW Washington, D.C. 20530 Tel.: (202) 616-5084 Fax: (202) 616-8470 Attorneys for Defendants UNITED STATES D FOR THE NORTHERN DIS OAKLAND	TRICT OF CALIFORNIA
13 14 15 16 17 18 19 20 21 22 23	STATE OF CALIFORNIA, et al., Plaintiffs, v. JOSEPH R. BIDEN, JR., et al., Defendants. SIERRA CLUB, et al., Plaintiffs, v. JOSEPH R. BIDEN, JR., et al., Defendants.	No. 4:19-cv-00872-HSG No. 4:19-cv-00892-HSG No. 4:20-cv-01494-HSG No. 4:20-cv-01563-HSG JOINT STATUS REPORT
24 25 26 27 28		t filed on December 12, 2022, Plaintiffs and report addressing proceedings in the above-

26

27

28

The parties remain in active settlement discussions and request that the Court continue the stay of these cases for 45 days. The parties participated in a productive settlement conference led by Magistrate Judge Ryu on November 17, 2022. Since then, the parties have exchanged additional information about environmental remediation issues and continued their settlement discussions informally. The parties are currently focused on preparing and exchanging drafts of a settlement agreement in advance of the next settlement conference led by Judge Ryu on February 13, 2023.

The parties continue to believe that their settlement discussions in these complex matters are progressing forward in good faith. The parties agree that the interests of party and judicial economy would be furthered by allowing the parties to continue these ongoing discussions with the goal of reaching a mutually-agreeable resolution without the need for further litigation. The parties propose to file another joint status report on March 13, 2023.

4	DATE: January 26, 2023

Respectfully submitted,

BRIAN M. BOYNTON

Principal Deputy Assistant Attorney General

ALEXANDER K. HAAS

Director, Federal Programs Branch

ANTHONY J. COPPOLINO

Deputy Director, Federal Programs Branch

/s/ Andrew I. Warden

ANDREW I. WARDEN

Senior Trial Counsel (IN Bar No. 23840-49)

MICHAEL J. GERARDI

Trial Attorneys

U.S. Department of Justice

Civil Division, Federal Programs Branch

1100 L Street, NW

Washington, D.C. 20530

Tel.: (202) 616-5084

Fax: (202) 616-8470

E-Mail: Andrew.Warden@usdoj.gov

Counsel for Defendants

1		
1	/s/ Cecillia D. Wang	ROB BONTA
2	NOOR ZAFAR*	Attorney General of California
3	HINA SHAMSI*	ROBERT W. BYRNE
3	OMAR C. JADWAT*	MICHAEL L. NEWMAN
4	AMERICAN CIVIL LIBERTIES UNION	EDWARD H. OCHOA
5	FOUNDATION	Senior Assistant Attorneys General
3	125 Broad Street, 18th Floor	MICHAEL P. CAYABAN
6	New York, NY 10004 Tel: (212) 549-2660	JAMES F. ZAHRADKA II
7	hshamsi@aclu.org	Supervising Deputy Attorneys General JANELLE M. SMITH
7	ojadwat@aclu.org	JANELLE W. SWITTI
8	nzafar@aclu.org	/s/ James E. Richardson
		JAMES E. RICHARDSON
9	CECILLIA D. WANG (SBN 187782)	Deputy Attorney General
10	AMERICAN CIVIL LIBERTIES UNION	1515 Clay St., Suite 2000
11	FOUNDATION	Oakland, CA 94612
11	39 Drumm Street	Tel.: (510) 879-0285
12	San Francisco, CA 94111	E-mail: James.Richardson@doj.ca.gov
12	Tel: (415) 343-0770	
13	cwang@aclu.org	Attorneys for Plaintiff State of California in 4:19-cv-00872-HSG and
14	SANJAY NARAYAN (SBN 183227)**	4:20-cv-01563-HSG
1.5	GLORIA D. SMITH (SBN 200824)**	7.20-cv-01303-115G
15	SIERRA CLUB ENVIRONMENTAL	
16	LAW PROGRAM	
17	2101 Webster Street, Suite 1300	
1 /	Oakland, CA 94612	
18	Tel: (415) 977-5772	
19	sanjay.narayan@sierraclub.org	
19	gloria.smith@sierraclub.org	
20	Attorneys for Plaintiffs in	
21	4:19-cv-00892-HSG and	
21	4:20-cv-01494-HSG	
22		
23	*Admitted pro hac vice	
23	**Attorneys for Plaintiff Sierra Club only	
24		
25		
23		
26		
27		
	1	

28